



## UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/562,771	Rudolf Huber	0002600USU/4122
		INTERNATIONAL APPLICATION NO.
		PCT/EP04/06134
27623	I.A. FILING DATE	PRIORITY DATE
OHLANDT, GREELEY, RUGGIERO & PERLE, LLP ONE LANDMARK SQUARE, 10TH FLOOR STAMFORD, CT 06901	06/07/2004	07/01/2003
<b>CONFIRMATION NO. 7860</b>		
<b>371 FORMALITIES LETTER</b>		
*OC000000018494670*		

Date Mailed: 04/11/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/29/2005
- Copy of the International Search Report filed on 12/29/2005
- Copy of IPE Report filed on 12/29/2005
- Preliminary Amendments filed on 12/29/2005
- Oath or Declaration filed on 12/29/2005
- U.S. Basic National Fees filed on 12/29/2005
- Substitute Specification filed on 12/29/2005
- Priority Documents filed on 12/29/2005
- Specification filed on 12/29/2005
- Claims filed on 12/29/2005
- Abstracts filed on 12/29/2005
- Drawings filed on 12/29/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. The current translation of the application into English is defective as described below. Note a processing fee will be required if submitted later than 30 months from the priority date.
  - I am unable to process the specification and claims you submitted with this application. Your specification as 33 claims and the published IA has 29 claims. The ISA237 and PCT/IB/373 also indicate that the application has 29 claims. If you do not give me further instructions, I will process the application according to the published application.

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$0.00** for a Large Entity:

- **\$130 Surcharge.**

Additionally the following defects have been observed:

- Preliminary Amendments have not been entered because the claims in the preliminary amendment do not match the claims in the published application..

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

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**PART 2 - OFFICE COPY**

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